IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 5th day of October, 2002

Criminal Misc. Bail Application Number 758 of 2002

Order on the Bail Application

CRIMINAL SIDE

Manoj Kumar Gupta S/o Sri Ram Chandra Gupta, r/o Bhawani Ganj, P.S. Ramnagar, district Nainital

……Applicant(s)

Versus

State of Uttaranchal ……..Opposite Party

Arising out of- Case crime no. 117 of 2002
Under Sections 18/20 N.D.P.S. Act
P.S. Ramnagar,
District Nainital

By the Court

Hon'ble Irshad Hussain, J.

Heard learned counsel for the applicant-accused and the learned Addl. G.A.

This is a case of recovery of small quantity of contraband in view of the weight given by the chemical examiner. The applicant-accused was arrested on 29.01.2002 and it has been submitted that in such cases sentence provided under section 21(a) of N.D.P.S. Act is maximum of six months. Consideringf this aspect, the applicant is admitted to bail.

Let the applicant Manoj Kumar Gupta S/o Sri Ram Chandra Gupta, r/o Bhawani Ganj, P.S.Ramnagar, district Nainital be enlarged on bail in case crime no.117 of 2002, under Sections 18/20 N.D.P.S. Act, P.S.Ramnagar, district Nainital on his filing a personal bond and adequate sureties to the satisfaction of Special Judge, Nainital.

(Irshad Hussain, J.)

05.10.02./B.